

EXHIBIT 1

From: Jon W. Monson <jmonson@cablehouston.com>
Sent: Monday, September 30, 2024 7:50 PM
To: Johnson, Tom R.; Eric J. Neiman; Nikki Swift
Cc: Emma Pelkey; Van Rysselberghe, Alex T.
Subject: Re: Legacy v. OHA
Attachments: image001.jpg

*** EXTERNAL EMAIL ***

Tom, confirming our position has not changed and we will not object to the filing of the amended complaint.

Jon W. Monson
Sent from Outlook

From: Jon W. Monson <jmonson@cablehuston.com>
Sent: Thursday, September 19, 2024 11:59 AM
To: Eric J. Neiman <ENeiman@ebglaw.com>; Nikki Swift <nswift@cablehuston.com>
Cc: tom.johnson@stoel.com
Subject: RE: Legacy v. OHA

*** EXTERNAL EMAIL ***

Thank you, Eric. We consent to the filing of the second amended complaint but reserve all defenses thereto. As discussed, the State plans to file a motion to dismiss the SAC after it is filed, and we will propose a briefing schedule on that motion by next Tuesday.

Best,

Jon W. Monson
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From: Eric J. Neiman <ENeiman@ebglaw.com>
Sent: Thursday, September 19, 2024 11:09 AM
To: Jon W. Monson <jmonson@cablehuston.com>; Nikki Swift <nswift@cablehuston.com>
Cc: tom.johnson@stoel.com
Subject: Legacy v. OHA

Nikki and Jon, thank you for talking with us this morning. Attached are the redline and clean versions of the proposed second amended complaint. We are still fine tuning and there may be a few more changes before we file, but they will not involve additional claims to those in this version.

Please respond to confirm your consent to the second amended complaint being filed.

EPSTEIN
BECKER
GREEN

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